IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE.

WRIT PETITION NO. 3342 OF 2006.

Hinduja TMT Ltd. & ors. ... Petitioners.
V/s.
Maharashtra Media Employees
Union & ors. ... Respondents.

Shri Talsania with P.J. Ranga for the petitioners.

Mrs. Jane Cox for respondent No.1.

CORAM : V.C.DAGA, J.

DATED : 20.9.2006.

P.C. :

. Heard learned Counsel for the petitioners.

. Perused petition and appreciated submissions made.

2. This petition is directed against the order dated 18.2.2006 passed by the Industrial Court, Mumbai, whereby application for deleting respondent Nos. 4 and 6 from the array of parties came to be rejected. The dispute raised is yet to be tried on merits. Considering the pleadings in the complaint, as on date; at this stage of the proceedings; it is not possible to hold that the presence of respondent Nos.4 and 6 is not necessary. The view taken by the Court below is a reasonable and possible view. It cannot be said to be perverse. No perversity in the impugned order could be

demonstrated.

3. At this juncture, it will be relevant to observe that writ Court is not expected to interfere with the proceedings at every stage of the trial. Every erroneous order cannot be a matter of writ petition. The Writ Court is not expected to substitute its own views (See (1995) 6 SCC 576- Laxmikant Bhojwani vs. Pratapsingh Pardeshi). The issues raised shall, ultimately, be the matter of trial. Therefore, the view taken by the Courts below cannot be faulted with.

4. It is made clear that the observations made in the impugned order are prima facie. They shall not be used against the petitioner at the time of final disposal of the complaint unless same are proved by cogent evidence. With this observation, petition is dismissed in limine with no order as to costs.

(V.C.DAGA,J.)